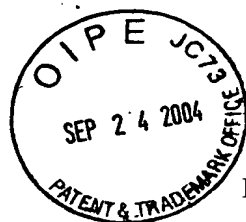


1626  
Df

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Lubisch, et al.

Serial Number: 09/830,992

Filed: May 3, 2001

) Substituted 2-Phenylbenzimidazoles,  
) The Preparation and Use Thereof  
)  
)  
) Art Unit: 1626  
)  
) Examiner: Laura L. Stockton

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in reply to the Notice of Non-Compliant Amendment dated September 2, 2004. Submitted herewith is a complete listing of all the claims with the proper status of each claim.

It is submitted that with this listing the Amendment of June 6, 2004 now complies with 37 C.F.R. §1.121.

In the event that any further former corrections are necessary, please contact the undersigned by telephone.

Respectfully submitted,

By: Martin L. Katz  
Martin L. Katz, Reg. No. 25,011

September 20, 2004

Citicorp Center  
500 West Madison Street  
Suite 3800  
Chicago, IL 60661  
(312) 876-1800



37 CFR 1.8  
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with United States First  
Class Mail addressed to: Mail Stop Patent Application, Commissioner for Patents, P. O. Box  
1450, Alexandria, Virginia 22313-1450 on September 20, 2004

  
\_\_\_\_\_  
Rebecca J. Willis